

**Armstrong, Kristopher**

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**From:** Armstrong, Kristopher  
**Sent:** Tuesday, February 22, 2011 12:49 PM  
**To:** William Patmon  
**Subject:** RE: Nayyar

Okay - thanks.

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**From:** William Patmon [mailto:Wpatmon@patmonlaw.com]  
**Sent:** Tuesday, February 22, 2011 12:13 PM  
**To:** Armstrong, Kristopher  
**Subject:** Re: Nayyar

Out on vacation until Wednesday. Contact you when I return,

Sent from my iPhone

On Feb 22, 2011, at 11:46 AM, "Armstrong, Kristopher" <karmstrong@bakerlaw.com> wrote:

Hi Bill,

I wanted to check in regarding your e-mail below. Could you please send over the dismissal sometime today?

Thanks,

Kris

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**From:** William Patmon [mailto:Wpatmon@patmonlaw.com]  
**Sent:** Thursday, February 17, 2011 10:02 AM  
**To:** Armstrong, Kristopher  
**Cc:** Asensio, Mike  
**Subject:** RE: Nayyar

I am working on the dismissal. I will have it done soon.

Patmon LLC

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**From:** Armstrong, Kristopher [mailto:karmstrong@bakerlaw.com]

**Sent:** Wednesday, February 16, 2011 10:16 AM

**To:** William Patmon

**Cc:** Asensio, Mike

**Subject:** RE: Nayyar

Bill,

Please send a draft of the stipulation of dismissal over for our review as soon as possible. As you said, let's keep the momentum going on this case.

Thanks,

Kris

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**From:** William Patmon [mailto:Wpatmon@patmonlaw.com]

**Sent:** Wednesday, February 09, 2011 4:00 PM

**To:** Armstrong, Kristopher

**Subject:** Re: Nayyar

Ok

Sent from my iPhone

On Feb 9, 2011, at 2:50 PM, "Armstrong, Kristopher"  
<karmstrong@bakerlaw.com> wrote:

Bill,

We have heard back from our clients and the Defendants will stipulate to Dr. Nayyar's voluntary dismissal of the case without prejudice to refile, subject to the conditions discussed with Magistrate King this morning: (1) that the refiled complaint shall be identical to the most recent complaint filed in the current action in terms of both claims and factual allegations; and (2) that all discovery taken to date in the current action shall be usable in the new case. We would like those conditions expressly written into the stipulation that is filed with the Court. Please send me a draft of the stipulation so that I can review it prior to filing.

I know we will have some document issues to sort out, but our clients would like us to complete Dr. Nayyar's deposition as soon as possible after the case is refiled. We will be in touch with you to schedule that once the new case is filed.

Thanks very much,

Kris

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